

**Exhibit 4**

Reply Brief in Support of Salman Al-Oadah's  
Motion to Dismiss the Third Amended Complaint

03 MDL No. 1570 (RCC) / C.A. No. 03-CV-9849 (RCC)

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

THOMAS E. BURNETT, SR., <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	Case No.: No. 1:02CV01616(JR)
	)	
AL BARAKA INVESTMENT AND	)	
DEVELOPMENT CORPORATION, <i>et al.</i> ,	)	
	)	
Defendants	)	

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**PLAINTIFFS' SECOND ADDITION AND REMOVAL OF DEFENDANTS  
PURSUANT TO CASE MANAGEMENT ORDER NO. 1. AND FEDERAL  
RULE OF CIVIL PROCEDURE 15(d)**

Pursuant to Case Management Order No. 1 and Federal Rules of Civil Procedure 15(d) and 41(a)(1), the Defendant listed on Attachment A is hereby dismissed without prejudice from this civil action.

Pursuant to Case Management Order No. 1 and Federal Rule of Civil Procedure 15(d), the Defendants listed on Attachment B are hereby added as Defendants in this civil action.

Dated: May 2, 2003

Respectfully submitted,

/S/ Harry Huge  
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**Attachment A**  
**Withdrawn Defendants**

- **DAR AL MAAL AL ISLAM (D6)**

**Attachment B**  
**Additional Defendants**

- **MOHAMMED ALI HASAN AL MOAYAD (D199)**
- **AL FAROOQ MOSQUE (D200)**
- **YOUSEF JAMEEL (D201)**
- **IBRAHIM MUHAMMAD AFANDI (D202)**
- **MOHAMMED BIN ABDULLAH AL-JOMAITH (D203)**
- **ABDULRAHMAN HASSAN SHARBATLY (D204)**
- **SALAHUDDIN ABDULJAWAD (D205)**
- **AHMED ZAKI YAMANI (D206)**
- **AHMAD AL HARBI (D207)**
- **MOHAMMED AL-ISSAI (D208)**
- **HAMAD HUSSAINI (D209)**
- **ABU RIDA AL SURI, a/k/a MOHAMED LOAY BAYAZID (D210)**
- **SAUDI RED CRESCENT (D211)**
- **AHMED BRAHIM (D212)**
- **ABU MUSAB AL-ZARQAWI (D213)**
- **AYMAN AL-ZAWAHIR (D214)**
- **ABU IBRAHIM AL-MASRI (D215)**
- **SADDAM HUSSEIN (D216)**
- **DAR AL MAAL AL ISLAMI TRUST (D217)**
- **DMI ADMINISTRATIVE SERVICES S.A. (D218)**
- **ISLAMIC ASSEMBLY OF NORTH AMERICA (D219)**

- **SALMAN AL-UDA (D220)**
- **SAFAR AL-HAWALI (D221)**
- **SALEH AL-HUSSAYEN (D222)**
- **SAMI OMAR AL-HUSSAYEN (D223)**
- **MUHAMMAD J. FAKIHI (D224)**
- **YOUSSEF M. NADA & CO. GESELLSCHAFT M.B.H. (D225)**

**Alan Kabat**

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**From:** <dcd\_ElectronicFiling@dcd.uscourts.gov>  
**Sent:** Friday, May 02, 2003 5:18 PM  
**Subject:** Activity in Case 1:02-cv-01616-JR BURNETT et al v. AL BARAKA INVESTMENT AND DEVELOPMENT CORPORATION e "Notice (Other)"

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**U.S. District Court**

**District of Columbia**

**Notice of Electronic Filing**

The following transaction was received from Huge, Harry entered on 5/2/2003 at 5:18 PM and filed on 5/2/2003

**Case Name:** BURNETT et al v. AL BARAKA INVESTMENT AND DEVELOPMENT CORPORATION e  
**Case Number:** 1:02-cv-1616  
**Filer:** ALL PLAINTIFFS  
**Document Number:** 139

**Docket Text:**

NOTICE by ALL PLAINTIFFS *Plaintiffs' Second Addition and Removal of Defendants Pursuant to Case Management Order No. 1 and Federal Rule of Civil Procedure 15(d)* (Attachments: # (1) Attachment A# (2) Attachment B)(Huge, Harry)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**P:\FACT1\All\911 Litigation\Burnett v Al Baraka\Pleadings\Plaintiff\Motions\COMPLAINT\Plaintiffs Addition and Removal of Defendants (5\_2\_03).pdf

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=973800458 [Date=5/2/2003] [FileNumber=112285-0] [2b9cfa8abe0e9d3edba2d13491807b9dea51502d902b528e11c304bfe749bd63c05bbb45adf4f0c30ca5c83b85c43f71fff3dc71bc31bb9a6d635fba39d5b933]]

**Document description:** Attachment A

**Original filename:**P:\FACT1\All\911 Litigation\Burnett v Al Baraka\Pleadings\Plaintiff\Motions\COMPLAINT\Plaintiffs Addition\_Removal of Names (Attachment A) (5\_2\_03).pdf

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=973800458 [Date=5/2/2003] [FileNumber=112285-1] [8d168fea3cbe7c8314a9f9989d34b0c823e4ba3e6d4200f7855273485de1020cde94ae02e17ca6a4a2e1f9d0bab0d1761881b82b2021c8b4991b5d51975293]]

**Document description:** Attachment B

**Original filename:**P:\FACT1\All\911 Litigation\Burnett v Al Baraka\Pleadings\Plaintiff\Motions\COMPLAINT\Plaintiffs Addition\_Removal of Names (Attachment

B) (5\_2\_03).pdf

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=973800458 [Date=5/2/2003] [FileNumber=112285-2] [80b7bfc7e4dd0b6ab8b2cf8960efad547c7e311ce671b1afd1ccd099681a269e891498ab2443fca4b15f749e9be2a0337d66edd7a494f808976f14801fe86c03]]

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